



PATENT APPLICATION

IN THE U.S. PATENT AND TRADEMARK OFFICE

August 14, 2006

Applicant(s): Roger D. WAY et al.

Title: 'NEWFANE CHERRY' CULTIVAR

Serial No.: 09/894 352

Group: 1661

Confirmation No.: 7510

Filed: June 27, 2001

Examiner: Bell

International Application No.: N/A

International Filing Date: N/A

Atty. Docket No.: 4612.P0006US

08/18/2006 HLE333 00000028 09094352

Mail Stop Amendment

01 FC:2251

60.00 09

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Herewith is an amendment in the above-identified application.

[X] Applicant claims small entity status. See 37 CFR 1.27.

[] The additional filing fee has been calculated as shown below:

| For | No. Filed | No. Extra | () LG Entity | RATE | (X) SM Entity | Fee |
|------------------------------|--------------|--------------|------------------|----------|------------------|----------|
| Total Claims | (1 - 20 = 0) | | x | \$ 50.00 | x \$ 25.00 | 0.00 |
| Indep. Claims | (1 - 3 = 0) | | x | \$200.00 | x \$100.00 | 0.00 |
| [] Multiple Dep. Claim | | | + | \$360.00 | + | \$180.00 |
| * * * TOTAL FILING FEE * * * | | | | | | \$ 0.00 |

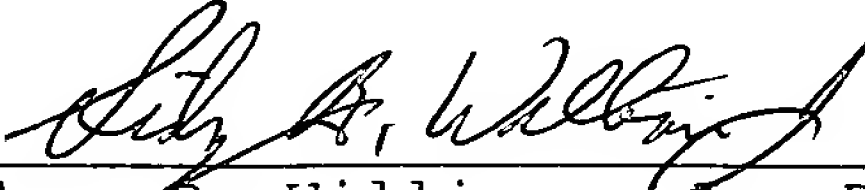
[X] Pursuant to 37 CFR 1.136(a), please extend the shortened period for response by one month(s). The extension fee is: \$60.00.

[X] A Check for \$60.00 is enclosed to cover fees.

[X] Please credit any overpayment, or charge any additional filing fee required under 37 CFR 1.16 or 1.17 by this communication, to Deposit Account No. 06-1382. A duplicate copy of this sheet is enclosed.

IN DUPLICATE

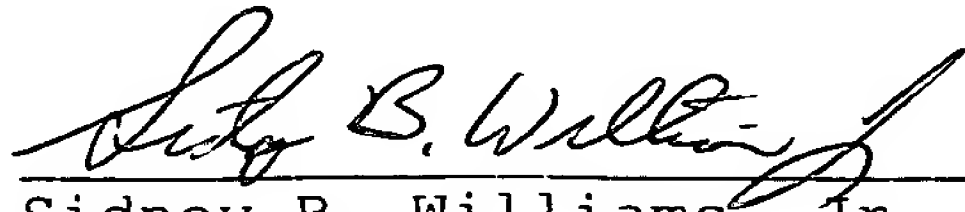
SBW/jas


Sidney B. Williams, Jr. Reg. No. 24 949

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 14, 2006.

130.12/04


Sidney B. Williams, Jr.